

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

PLAINTIFF JOSEPH WARD, by his next  
Friend, et al.,

Plaintiffs,

VS.

CECILE YOUNG, in her official capacity as Executive Commissioner of the Texas Health and Human Services Commission,

Defendant.

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CIVIL ACTION NO. 1:16-cv-00917-DAE

**PLAINTIFFS' UNOPPOSED MOTION FOR LEAVE TO FILE THEIR  
MOTION FOR SUMMARY JUDGMENT IN EXCESS OF THE PAGE LIMIT  
TO INCLUDE FULL STATEMENT OF UNCONTESTED FACTS**

Plaintiffs respectfully file this unopposed Motion for Leave to File their Motion for Summary Judgment in Excess of the Page Limit to Include Full Statement of Undisputed Facts, and in support would show:

The page limit for dispositive motions is 35 pages. Doc. 164. Plaintiffs' Motion for Summary Judgment, attached hereto, is 55 pages.

Plaintiffs Joseph Ward, et al., and the class members are moving for summary judgment against Defendant Young, in her official capacity as Executive Commissioner of the Texas Health and Human Services Commission.

Plaintiffs move for leave to file their summary judgment motion in excess of the page limit in order to include a full statement of undisputed facts, to fully brief the important and complex issues present in the case, and in the interest of justice. Plaintiffs believe that it will be more efficient and

will benefit the Court for the uncontested facts to be included in the body of the summary judgment motion, rather than in an appendix. Plaintiffs' motion for summary judgment, with the statement of uncontested facts, is 55 pages, excluding the caption, tables, signature blocks, and exhibits.

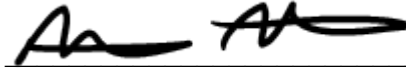
Plaintiffs' motion is devoid of duplicative or unnecessary information.

Defendant does not oppose this motion.

Therefore, for the reasons set forth above, Plaintiffs ask that the Court grant them leave to file their Motion for Summary Judgment in excess of the page limit.

Dated: March 11, 2024

Respectfully submitted,



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**ATTORNEYS FOR PLAINTIFFS**

**CERTIFICATE OF CONFERENCE**

I hereby certify that on February 28, 2024, I conferred with counsel for Defendant, and Defendant is unopposed to this motion.



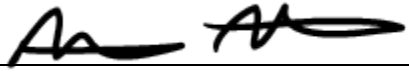
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BETH MITCHELL

**CERTIFICATE OF SERVICE**

I hereby certify that on March 11, 2024, a true and correct copy of the foregoing document was electronically filed using the Court's CM/ECF filing system, thus providing notice of electronic filing to the following:

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